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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/826,320	04/03/2001	Gary Liu	10664-147001	4156	
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FISH & RICHARDSON P.C.			ELISCA, PIERRE E		
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Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary Examiner			Application No.	Applicant(s)
Examiner				`` ``
Pierre E. Bisca 3821 - The MAILING DATE of this communication appears on the cover sheet with the correspondence address - Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of time may be available under the provisions of 37 CFR 1139(s). In one event, however, may a reply be finely filed after SIX (6) MONTHS from the mailing date of this communication. If NO period for reply is specified boxe, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication. If NO period for reply is which the satior extended period for reply with the sat or extended period for formal matters, prosecution as to the merits is colored in accordance with the practice under Exparte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1-19.22-32 and 36-51 is/are pending in the application. 4) Claim(s) 1-19.22-32 and 36-51 is/are pending in the application. 4) Claim(s) 1-19.22-32 and 36-51 is/are pending in the application.	Office Action Summary			
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A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE ③ MONTH(S) OR THIRTY (30) DAYS. WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. - Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after \$18, (9) MONTHS from the maling date of this communication. - If NO period for reply is specified above, the macrimum statutory period will apply and will expire \$17, (9) MONTHS from they filled after \$18, (9) MONTHS from the maling date of this communication. - If NO period for reply is specified above, the macrimum statutory period will apply and the spire \$18, (9) MONTHS from they filled communication. - If NO period for reply is specified above, the macrimum statutory period will apply and the spire \$18, (9) MONTHS from they filled communication. - If NO period for reply is specified above, the macrimum statutory period will apply and the spire \$18, (9) MONTHS from they filled communication. - Any reply received by the Office fast than three months after the mailing date of this communication. - Any reply received by the Office fast than three months after the mailing date of this communication. - Any reply received by the Office fast statutory period will apply and the spire and provided will be communication. - Status - This action is FINAL. - 2b)		The MAILING DATE of this communication app		I
WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filled after SIX (8) MONTHS from the mailing date of this communication. If NO period or reply is periodical above, the maximum statutory period will apply and will expire SIX (8) MONTHS from the mailing date of this communication. Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Diroc later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term edjustment. See 37 CFR 1.704(b). Status 1) Responsive to communication(s) filed on 17 September 2006. 2a) This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1-19,22-32 and 36-51 is/are pending in the application. 4a) Of the above claim(s) is/are withdrawn from consideration. 5) Claim(s) 1-19,22-32 and 36-51 is/are pending in the application. 4a) Of the above claim(s) is/are withdrawn from consideration. 5) Claim(s) 1-3,5,7-9,11-19,22-32,36-39,45,46 and 48-51 is/are allowed. 6) Claim(s) 4, 6, 10, 40-44 and 47 is/are rejected. 7) Claim(s) is/are objected to are subjected to restriction and/or election requirement. Application Papers 9) The specification is objected to by the Examiner. Application Papers 9) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner. Application Papers 10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner. Application row or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152. Priority under 35 U.S.C. § 119 12) Ackn	Period fo	or Reply		
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Priority under 35 U.S.C. § 119 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All b) Some c) None of: 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).		Replacement drawing sheet(s) including the correcti	ion is required if the drawing(s) is ob	ojected to. See 37 CFR 1.121(d).
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DETAILED ACTION

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1. This office action is in response to Applicant's response filed on 09/17/2006.

2 Claims 1-19, 22-32 and 36-51 are pending.

Claim Rejections - 35 USC § 102

3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

4. Claims 4, 6, 10, 40-44 and 47 are rejected under 35 U.S.C. 102 (e) as being anticipated by Feldbau et al (U.S. Pat. No. 6,571,334).

As per claims 4, 6, 10, 40-44 and 47 Feldbau discloses a method/apparatus for authenticating that a sender has sent certain information via a dispatcher to a recipient., the method comprising:

Encrypting a message using a symmetric key, sending the encrypted message to an intended recipient without the symmetric key, forwarding the encrypted symmetric key to a third party, and receiving from the third party a certified receipt verified by the third party indicating receipt of the message by the intended recipient (see., abstract, col 1, lines 66 and 67, col 2, lines

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1-12, col 4, lines 19-32, col 6, lines 51-67, col 14, lines 66 and 67, col 15, lines 1-15).

Allowable Subject Matter

5. Claims 1-3, 5, 7-9, 11-19, 22-32, 36-39, 45, 46, 48 and 49-51 are allowed over the prior art.

RESPONSE TO ARGUMENTS

6. Applicant's arguments filed on 09/17/2006 have been fully considered but they are not persuasive.

REMARKS

7. In response to Applicant's arguments, Applicant argues that the prior art of record (Feldbau) fails to disclose the recited feature:

"receiving from a third party a certified receipt verified by the third party indicating receipt by an intended recipient. As indicated above, it is believed that Feldbau discloses this limitation in col 16, lines 41-57, specifically wherein said the certificate 740 (or receipt) which comprises the signature, the message and the dispatch information can at any time be authenticated and verified by any third party.

Conclusion

8. THIS ACTION IS MADE FINAL. Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

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A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Pierre E. Elisca whose telephone number is 571 272 6706. The examiner can normally be reached on 6:30 to 5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James Trammell can be reached on 571 272 6712. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Pierre Eddy Elisca

Primary Examiner

November 16, 2006